

Community Renewable Energy Board

Meeting Agenda

Public Notice is hereby given that the Community Renewable Energy Agency Board will assemble in a public meeting on January 10, 2022, at the Millcreek City Hall located at 3330 South 1300 East Millcreek UT, commencing at 1:00 p.m. The Board will convene in an electronic meeting. Board members may participate from remote locations. Board members will be connected to the electronic meeting by GoToMeeting, Zoom or telephonic communications. The anchor location will be Millcreek City Hall. Members of the public who are not physically present at the anchor location may attend the meeting remotely by electronic means at <https://global.gotomeeting.com/join/890138285>.

REGULAR MEETING of the Board:

1. Welcome, Introduction and Preliminary Matters

- 1.1 Purpose and overview of meeting
- 1.2 Identification and update on community participation in Community Renewable Energy Agency (welcoming new members if any) and review list of remaining eligible communities
- 1.3 Reminder: If a community wants to appoint a new Board member, that appointment needs to be evidenced by either a letter from the local government's chief executive officer or by resolution of the local government's governing body. Please send this appointment letter or resolution to the Agency's Secretary, Emily Quinton
- 1.4 Review of voting slides from Board orientation and current participation percentages

2. Business Matters

- 2.1 Approval of December 6, 2021 Meeting Minutes
- 2.2 Treasurer Report (Year-to-Date contributions and expenses)
- 2.3 Reports from committees (Communications, Low-Income Plan, Program Design)
- 2.4 Discussion and consideration of Resolution 22-01 Supporting Agency Confidentiality Agreement
- 2.5 Board member comments

3. Adjournment

In accordance with the Americans with Disabilities Act, the Board will make reasonable accommodation for participation in the meeting. Individuals may request assistance by contacting Kurt Hansen, 801-214-2751, at least 48 hours in advance of the meeting.

THE UNDERSIGNED HEREBY CERTIFIES THAT A COPY OF THE FOREGOING NOTICE WAS EMAILED OR POSTED TO:

Millcreek City Hall

Utah Public Notice Website
<http://pmn.utah.gov>

DATE: 1/6/2022

Emily Quinton

Alex Wendt

Note agenda items may be moved in order, sequence, and time to meet the needs of the Board.

This meeting will be live streamed via <https://millcreek.us/373/Meeting-Live-Stream>.

Governance Agreement: Voting

The Governance Agreement: Voting

Governance Agreement 2(b)

Pre-Implementation Voting

Majority of communities with the option for 2 to call for a weighted vote.

The vote will be weighted by “participation percentage,” which changes throughout the timeline.

Participation Percentage:
Original weights,
Phase 1 Payment Obligation,
Phase 2 Payment Obligation,
Participating Electric Load

Post-Implementation Voting

Changing Program Elements:
Supermajority of communities and majority of electric load

Procuring New Resources:
Majority of communities and majority of Electric Load (Unless 10% or more; then supermajority of both)

Other Votes: Majority of communities, with the option to call for a vote weighted by electric load

Pre-Implementation Voting

General Votes

- Must be taken at a meeting with a quorum
- Requires at least a **majority of Board Members** present and voting

Weighted Votes

- If any two Board Members call for a weighted vote, then requires at least a **majority of participation percentage**

What is the Participation Percentage?

From the Effective Date to September 30, 2021

- This is the “Original Weight”
- Based on each party’s average of population and electric load, in relation to all other parties who sign onto the agreement

From October 1, 2021 to Program Submittal Date

- Based on each party’s Phase 1 payment obligation, which includes Phase 1 initial payments and any Phase 1 anchor payments

From Program Submittal Date to the end of the Implementation Period

- Based on each party’s Phase 2 payment obligation, which includes Phase 2 initial payments and any Phase 2 anchor payments

After the Implementation Period

- Based on each party’s share of participating customer electric load

Post-Implementation Voting

Altering Program Elements

- Required of all participating communities, not just those at a meeting
- Requires at least 2/3 of Board Members **AND** at least a majority of participation percentage

Renewable Resource Votes

- Required of all participating communities, not just those at a meeting
- With experts, as appropriate, calculate the **Incremental Rate Impact** of the new resource in conjunction with all other previously-approved resources
- If the calculated impact is less than 10%, requires at least a majority of Board Members **AND** at least a majority of participation percentage
- If the calculated impact is 10% or greater, requires at least 2/3 of Board Members **AND** at least 2/3 of participation percentage

Pre-Implementation Voting

Effective Date – Sep 30, 2021	Oct 1, 2021 - Submittal	Submittal – Order	Order – End of Implementation Period
Simple Community Majority Vote	Simple Community Majority Vote	Simple Community Majority Vote	Simple Community Majority Vote
Option for Weighted Vote	Option for Weighted Vote	Option for Weighted Vote	Option for Weighted Vote
Participation Percentage = Average of Population & Electric Load	Participation Percentage = Phase 1 Payment Obligation	Participation Percentage = Phase 2 Payment Obligation	Participation Percentage = Phase 2 Payment Obligation

Post-Implementation Voting

After Implementation Period
Program Design Vote - Supermajority of Communities - Majority of Electric Load
Renewable Resource Vote (<10%) - Majority of Communities - Majority of Electric Load
Renewable Resource Vote (≥10%) - Supermajority of Communities - Supermajority of Electric Load

Participation Percentage

Signed Agreement to Secretary	Date Deemed Withdrawn	Listed Entities:	1/5/2022							
			Phase 1 Initial Payment Obligation of Listed Entities Who Are Members as of Meeting Date Above	Phase 1 Anchor Proportionate Shares, based on Max Anchor Payments	Phase 1 Initial Payment Obligation of Listed Entities Who Are Not Members as of Meeting Date Above	Non-member Phase 1 Payment Obligation Distributed Proportionally Among Anchors	Total Phase 1 Payment Obligations as of Meeting Date Above	Participation Percentage for Weighted Vote as of Meeting Date Above	Yes vote on Resolution 22-01 Weighted Vote?	Total Yes Percentage on 22-01
7/1/2021		Grand County	2,109.37	1.49%	\$ -	\$ 1,942.01	\$ 4,051.38	1.16%		0.00%
10/1/2021		Salt Lake County	11,570.26	0.00%	\$ -	\$ -	\$ 11,570.26	3.31%		0.00%
7/1/2021		Summit County	10,759.97	7.61%	\$ -	\$ 9,906.25	\$ 20,666.22	5.90%		0.00%
7/1/2021		Town of Alta	218.93	0.00%	\$ -	\$ -	\$ 218.93	0.06%		0.00%
		Bluffdale City	0.00	0.00%	\$ 11,088.57	\$ -	\$ -	0.00%		0.00%
7/1/2021		Town of Castle Valley	106.74	0.08%	\$ -	\$ 98.27	\$ 205.01	0.06%		0.00%
		Coalville City	0.00	0.00%	\$ 562.99	\$ -	\$ -	0.00%		0.00%
7/1/2021		Cottonwood Heights	10,942.10	0.00%	\$ -	\$ -	\$ 10,942.10	3.13%		0.00%
		Emigration Canyon Township	0.00	0.00%	\$ 456.22	\$ -	\$ -	0.00%		0.00%
8/3/2021		Francis City	421.54	0.00%	\$ -	\$ -	\$ 421.54	0.12%		0.00%
7/1/2021		City of Holladay	9,387.72	0.00%	\$ -	\$ -	\$ 9,387.72	2.68%		0.00%
		Kamas City	0.00	0.00%	\$ 743.49	\$ -	\$ -	0.00%		0.00%
7/13/2021		Kearns	9,606.01	0.00%	\$ -	\$ -	\$ 9,606.01	2.74%		0.00%
7/1/2021		Moab City	2,237.95	1.58%	\$ -	\$ 2,060.39	\$ 4,298.34	1.23%		0.00%
7/1/2021		Millcreek	18,421.40	13.03%	\$ -	\$ 16,959.79	\$ 35,381.19	10.11%		0.00%
		Oakley City	0.00	0.00%	\$ 520.00	\$ -	\$ -	0.00%		0.00%
7/28/2021		Ogden City	35,737.26	0.00%	\$ -	\$ -	\$ 35,737.26	10.21%		0.00%
		City of Orem	0.00	0.00%	\$ 31,019.52	\$ -	\$ -	0.00%		0.00%
7/13/2021		Park City	6,742.38	4.77%	\$ -	\$ 6,207.41	\$ 12,949.79	3.70%		0.00%
7/1/2021		Salt Lake City	101,050.33	71.45%	\$ -	\$ 93,032.67	\$ 194,083.00	55.45%		0.00%
7/1/2021		Town of Springdale	481.26	0.00%	\$ -	\$ -	\$ 481.26	0.14%		0.00%
		West Jordan City	0.00	0.00%	\$ 37,916.77	\$ -	\$ -	0.00%		0.00%
		West Valley City	0.00	0.00%	\$ 47,899.22	\$ -	\$ -	0.00%		0.00%
7/1/2021			219,793.22	100.00%	\$ 130,206.78	\$ 130,206.78	\$ 350,000.00	100%		0.00%

[Date]

Community Renewable Energy Board Meeting Minutes

The Community Renewable Energy Board, met in a special public meeting on Monday, December 6, 2021, at Millcreek City Hall, located at 3330 S. 1300 E., Millcreek, UT 84106. The Board will convene in an electronic meeting. Board members may participate from remote locations. Board members will be connected to the electronic meeting by GoToMeeting, Zoom, or telephonic communications. The anchor location will be Millcreek City Hall.

PRESENT:

Board Members

In person

Dan Dugan, Chair
Jeff Silvestrini
Emily Quinton
Drew Quinn
Samantha DeSeelhorst

Electronic

Suzanne Elger
Chris Cawley
Patrick Schaffer
Ann Granato
Pamela Gibson
Holly Smith
Michal Shea
Mila Dunbar-Irwin
Kalen Jones
Luke Cartin
Sarah Stock
Mara Brown
John Guenther

Staff

John Brems, Millcreek City Attorney
Alexander Wendt, Millcreek Deputy City Recorder
Kurt Hansen, Millcreek Facilities Director

Attendees: Jeremy Shinoda, Will Kocher, Monica O'Malley, Ross Watkins, Sarah Montoya, Lars Nordfelt, Janene Eller-Smith
Minutes by Alexander Wendt.

REGULAR MEETING – 1:00 p.m.

TIME COMMENCED: 1:00 p.m.

1. Welcome, Introduction, and Preliminary Matters

1.1 Purpose and Overview of Meeting

Chair Dugan called the meeting to order.

Identification and Update on Community Participation in Community Renewable Energy Agency

Dan Dugan – Voting Member

Jeff Silvestrini - Voting Member

Drew Quinn – Voting Member

Emily Quinton - Alternate Member – Voting Today

Samantha DeSeelhorst – Alternate Member – Voting Today

Chris Cawley – Voting Member

Suzanne Elger – Alternate Member – Voting Today

Patrick Schaffer – Alternate Member – Voting Today

Ann Granato – Voting Member

Pamela Gibson – Voting Member

Holly Smith – Alternate Member – Not Voting

Michael Shea – Alternate Member – Not Voting

Mila Dunbar-Irwin – Alternate Member – Not Voting

Kalen Jones – Voting Member

Luke Cartin – Alternate Member – Voting Today

Sarah Stock – Voting Member

Mara Brown – Alternate Member – Voting Today

John Guenther – Alternate Member – Not Voting

1.2 Identification and Update on Community Participation in Community**Renewable Energy Agency (Welcoming New Members if Any) and Review list of Remaining Eligible Communities**

Chair Dugan reviewed the anchor communities, they include Castle Valley, Grand County, Moab, Millcreek, Park City, Salt Lake City, and Summit County.

Communities that have elected to participate as non-anchor communities are, Cottonwood Heights, Francis, Holladay, Alta, Springdale, Kearns Metro Township, Salt Lake County, and Ogden. Communities eligible to join are Bluffdale, Coalville, Emigration Canyon Township, Kamas, Oakley, Orem, West Jordan, West Valley City.

1.3 Reminder: January Board Meeting will take place on the second Monday – Monday, January 10th at 1pm at Millcreek City Hall and online.**1.4 Reminder: If a community would like to appoint a new board member, that appointment needs to be evidenced by either a letter from the local government's chief executive officer or by resolution from the local government's governing body. Please send this letter of appointment or resolution to the Agency's Secretary, Emily Quinton.**

Secretary Quinton said she has a template appointment letter and resolution for any upcoming or anytime in the future there is turnover in board members.

1.5 Review of voting slides from Board Orientation and current participation percentages.

Chair Dugan said this presentation would be postponed until the January 10th meeting.

2. Business Matters

2.1 Approval of November 1, 2021, Meeting Minutes

Board Member Silvestrini moved to approve the meeting minutes for the meeting on November 1, 2021. Board Member Quinton seconded. All Board Members voted yes. The motion passed unanimously.

2.2 Treasurer Report (Year-to-Date Contributions and Expenses)

Board Member Silvestrini said the Board is only a few thousand dollars short of the goal amount to pay consultants. The Board has received Salt Lake County unincorporated payment. Secretary Quinton said that Castle Valley's payment is in the mail. Grand County payment is not due until Jan 31, 2022.

2.3 Reports from committees (Program Design, Low-Income Plan, Communications).

Secretary Quinton gave an update from the Program Design Committee. The Committee engaged the law firm of James Dodge, Russell, and Stephens. The Board designated three staff members as the main negotiating team with Rocky Mountain Power. The first meeting with Rocky Mountain Power was on December 2nd and the next meeting is on December 17th. They will organize work sessions around key topics and plan to bring this to the board in January. Rocky Mountain Power asked that the Board sign a non-disclosure agreement. This will be finalized in the future. Mayor Silvestrini said that there were some concerns about the NDA and asked if there are ways to edit the NDA because the Board is a public body. Secretary Quinton said that the Board has not sent the redline version back. More updates will follow.

Low Income Plan Committee – Board Member DeSeelhorst explained the Committee has continued to reach out and most recently they hope to distribute a survey to board members for feedback. Chair Dugan asked about communities that are eligible but have not joined the Board. They might like to have access to the survey for feedback. Board Member DeSeelhorst said she will send the survey to all communities for their feedback.

Communication Committee – Board Member Cawley said the Communications Committee drafted a letter to remaining eligible communities based on the new deadline to join to agency. The committee created a list of frequently asked questions to publish. The agency has a Facebook page that is live, it is the nucleus of a social media campaign. Secretary Quinton asked if Board Member Cawley will update the FAQ's and how communities can give suggestions. Board Member Cawley said they will update the FAQ'S regularly and get suggestions from other communities is a great idea. Board Member DeSeelhorst asked that communities and Board Members that have questions that they send those to the Communication Committee and keep the newest information accessible.

Secretary Quinton saw an announcement from the Utah Office of Energy Development. They are holding two in person meetings, one in Vernal, and one at the State Capitol. Mr. Thomas will be attending the meeting in Salt Lake City so he can report about it in January.

3. Adjournment

Board Member Silvestrini made the motion to adjourn the meeting at 1:20 p.m. Board Member Quinn Seconded. Chair Dugan called for the vote. The motion passed unanimously

APPROVED: _____ Date

Dan Dugan, Chair

ATTEST:

Emily Quinton, Secretary

Community Renewable Energy Board

Treasurer's Report for 1/10/22 Meeting

Billing report:

Community Renewable Energy

Billing Report

For Date Range: 09/01/2021 - 01/06/2022

CRE - CRE MEMBERSHIP

Date Billed	Name	Account Name	Amount
9/15/2021	GRAND COUNTY	Membership Fee - Phase I Initial Payment	2,109.37
9/15/2021	SUMMIT COUNTY	Membership Fee - Phase I Initial Payment	10,759.97
9/15/2021	TOWN OF ALTA	Membership Fee - Phase I Initial Payment	218.93
9/15/2021	TOWN OF CASTLE VALLEY	Membership Fee - Phase I Initial Payment	106.74
9/15/2021	COTTONWOOD HEIGHTS	Membership Fee - Phase I Initial Payment	10,942.10
9/15/2021	FRANCIS CITY	Membership Fee - Phase I Initial Payment	421.54
9/15/2021	CITY OF HOLLADAY	Membership Fee - Phase I Initial Payment	9,387.72
9/15/2021	KEARNS	Membership Fee - Phase I Initial Payment	9,606.01
9/15/2021	MOAB CITY	Membership Fee - Phase I Initial Payment	2,237.95
9/15/2021	MILLCREEK	Membership Fee - Phase I Initial Payment	18,421.40
9/15/2021	OGDEN CITY	Membership Fee - Phase I Initial Payment	35,737.26
9/15/2021	PARK CITY	Membership Fee - Phase I Initial Payment	6,742.38
9/15/2021	SALT LAKE CITY	Membership Fee - Phase I Initial Payment	101,050.33
9/15/2021	SPRINGDALE CITY	Membership Fee - Phase I Initial Payment	481.26
10/19/2021	SALT LAKE COUNTY	Membership Fee - Phase I Initial Payment	11,570.26
11/10/2021	GRAND COUNTY	Anchor Payment - Phase I	2,146.04
11/10/2021	SUMMIT COUNTY	Anchor Payment - Phase I	10,947.00
11/10/2021	TOWN OF CASTLE VALLEY	Anchor Payment - Phase I	108.60
11/10/2021	MOAB CITY	Anchor Payment - Phase I	2,276.85
11/10/2021	MILLCREEK	Anchor Payment - Phase I	18,741.59
11/10/2021	PARK CITY	Anchor Payment - Phase I	6,859.57
11/10/2021	SALT LAKE CITY	Anchor Payment - Phase I	102,806.76

Total Billed \$ 363,679.63

Revenue report:

Community Renewable Energy

Revenue Receipt Report

For Date Range: 09/01/2021 - 01-06-2022

CRE - CRE MEMBERSHIP

Post Date	Receipt Name	Account Number	Account Name	Amount
9/24/2021	TOWN OF ALTA	701-3450-0000	Membership Fee - Phase I Initial Payment	218.93
9/24/2021	KEARNS -GREATER SALT LAKE MUNICIPAL SERVICES	701-3450-0000	Membership Fee - Phase I Initial Payment	9,606.01
9/24/2021	TOWN OF CASTLE VALLEY	701-3450-0000	Membership Fee - Phase I Initial Payment	106.74
9/27/2021	CITY OF HOLLADAY	701-3450-0000	Membership Fee - Phase I Initial Payment	9,387.72
9/27/2021	SUMMIT COUNTY	701-3450-0000	Membership Fee - Phase I Initial Payment	10,759.97
9/29/2021	COTTONWOOD HEIGHTS	701-3450-0000	Membership Fee - Phase I Initial Payment	10,942.10
9/30/2021	MILLCREEK	701-3450-0000	Membership Fee - Phase I Initial Payment	18,421.40
10/4/2021	CITY OF MOAB	701-3450-0000	Membership Fee - Phase I Initial Payment	2,237.95
10/4/2021	OGDEN CITY	701-3450-0000	Membership Fee - Phase I Initial Payment	35,737.26
10/4/2021	SALT LAKE CITY	701-3450-0000	Membership Fee - Phase I Initial Payment	101,050.33
10/8/2021	FRANCIS CITY	701-3450-0000	Membership Fee - Phase I Initial Payment	421.54
10/8/2021	TOWN OF SPRINGDALE	701-3450-0000	Membership Fee - Phase I Initial Payment	481.26
10/28/2021	PARK CITY	701-3450-0000	Membership Fee - Phase I Initial Payment	6,742.38
11/10/2021	GRAND COUNTY	701-3450-0000	Membership Fee - Phase I Initial Payment	2,109.37
11/23/2021	PARK CITY	701-3450-0000	Anchor Payment - Phase I	6,859.57
11/23/2021	SUMMIT COUNTY	701-3450-0000	Anchor Payment - Phase I	10,947.00
11/23/2021	SALT LAKE CITY	701-3450-0000	Anchor Payment - Phase I	102,806.76
11/29/2021	MILLCREEK	701-3450-0000	Anchor Payment - Phase I	18,741.59
11/29/2021	TOWN OF CASTLE VALLEY	701-3450-0000	Anchor Payment - Phase I	108.60
11/29/2021	CITY OF MOAB	701-3450-0000	Anchor Payment - Phase I	2,276.85
12/7/2021	SALT LAKE COUNTY	701-3450-0000	Membership Fee - Phase I Initial Payment	11,570.26

Total Received \$ 361,533.59

Accounts payable report:

Community Renewable Energy

Accounts Payable Report

For Date Range: 09/01/2021 - 01/06/2022

Post Date	Vendor	Account Number	Account Name	Amount
12/21/2021	JAMES DODGE RUSSELL & STEPHENS, P.C.	701-7110-3100	Professional Services	2,425.50

Total Paid \$ 2,425.50

Agenda Item 2.3 Communications Committee Update

Community Renewable Energy Board Meeting
January 2022



Communications Committee Membership

- Alta
- Cottonwood Heights
- Moab
- Salt Lake City

[Resolution 21-11](#)

Key Activities

- Committee met once in December
- Updated the Agency website [FAQ page](#)
- Updated the Agency website [news page](#)
- Created an [Agency Facebook page](#)
- Drafted an email to 8 remaining eligible communities regarding participation deadline change to May 31, 2022 (sent by the Chair Dec 27)
- Discussed social media strategy with advocacy groups



Utah 100 Communities
@utah100communities

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Utah 100 Communities
December 21, 2021 at 9:51 AM · 🌐

Check out this op-ed to learn more about the Community Renewable Energy Program (referred to in the article as HB 411). Thanks to authors Lindsay, Tom, and Trevor!

Utah Chapter Sierra Club
Citizens Climate Lobby - Salt Lake City



SLTRIB.COM

Trevor Jones, Tom Moyer and Lindsay Beebe: Utah cities have a once-in-a-lifetime opportunity to slow climate...

<https://www.facebook.com/utah100communities/>



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Frequently Asked Questions (FAQs)

How does this program compare with other renewable initiatives, such as solar on homes and businesses, Blue Sky, and Subscriber Solar?

In general, the community renewable energy program has the potential to drive greater renewable energy development than other options. Unlike solar on homes and businesses, the Community Renewable Energy Program won't require upfront customer investment or financing. Unlike Blue Sky, Program resources will interconnect with and feed electricity directly into the Rocky Mountain Power electric system. Unlike Subscriber Solar, the Community Renewable Energy Program will scale up to serve all participating customers in participating communities and will be governed by a Board created by the Governance Agreement. Depending on how many customers decide to participate, it's reasonable to expect that the Community Renewable Energy program could double the amount of utility-scale solar in Utah by 2030.

How did communities become eligible to participate, and why can't other communities join after December 31, 2019?

The Community Renewable Energy Act (also known as House Bill 411) only applies to communities who are customers of Rocky Mountain Power that "adopt[ed] a resolution no later than December 31, 2019, that states a goal of achieving an amount equivalent to 100% of the annual electric energy supply for participating customers from a renewable energy resource by 2030."

<https://www.utah100communities.org/faq>

Next Steps

- Committee meeting on Jan 12 at 9am
- Set up monthly e-newsletter
 - Participating communities (governing body and administration)
 - Eligible communities (governing body and administration)
 - Community partners
 - Sign-up form on website
- Set up Instagram page

Agenda Item 2.3 Low-Income Plan Committee Update

Community Renewable Energy Board Meeting
January 10, 2022



Low-Income Plan Committee Membership

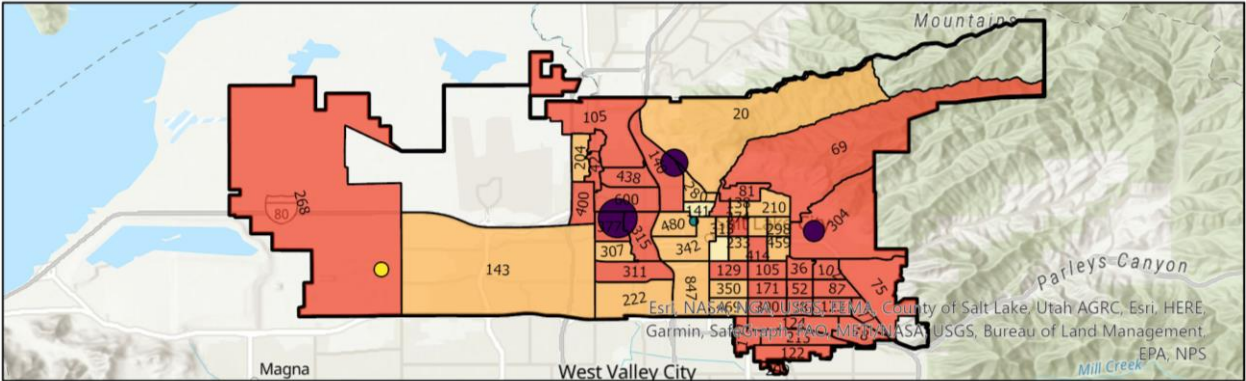
- Castle Valley
- Cottonwood Heights
- Kearns
- Ogden
- Park City
- Salt Lake City
- Summit County

[Resolution 21-12](#)

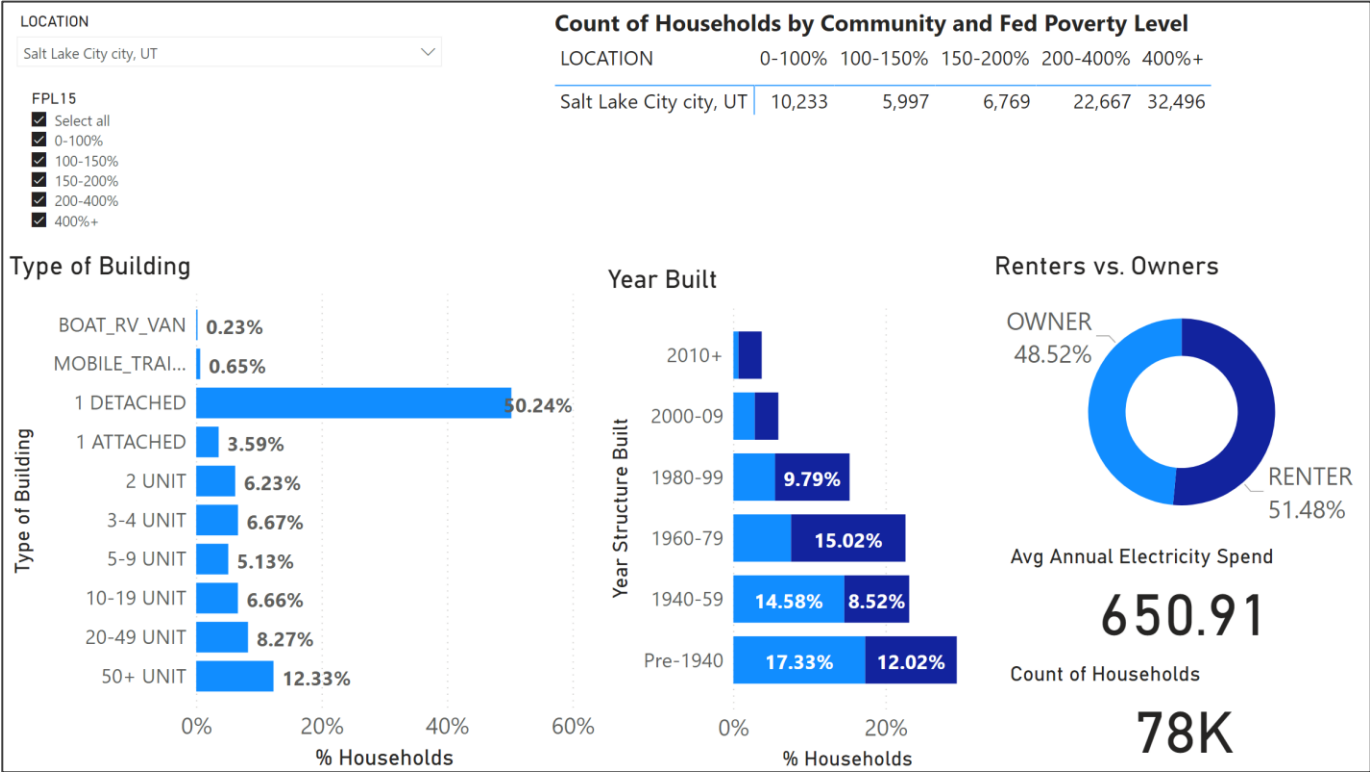
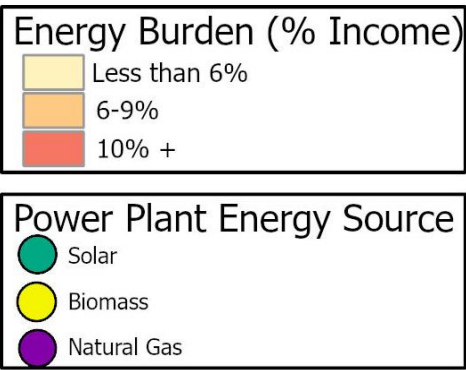
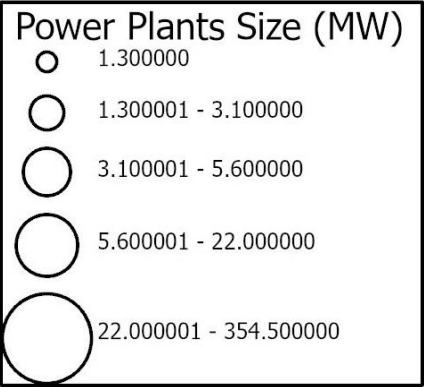
Key Activities

- Most recent Committee meeting: December 13, 2021
- Reviewed Federal estimates from the [Low-Income Energy Affordability Data tool](#) (LEAD)
- Discussed maps and summary reports created by Salt Lake City
- Discussed requesting aggregated data from Rocky Mountain Power to inform low-income planning efforts

Salt Lake City Energy Burden: 0-30% AMI



This image displays the average energy burden for 0-30% AMI households in each census tract



Next Steps

- Committee meeting on Jan 24 at 2pm
- Discuss with RMP the possibility of getting aggregated utility data to inform low-income planning
- Produce energy burden maps and summary reports for all 23 communities
- Draft a work plan to guide Committee efforts moving forward

Agenda Item 2.3 Program Design Committee Update

Community Renewable Energy Board Meeting
January 2022



Program Design Committee Membership

- Summit County
- Holladay
- Millcreek
- Ogden
- Park City
- Salt Lake City
- Springdale

[Resolution 21-06](#)

Key Activities

- Committee met twice in December
- Held program design kickoff meeting with Rocky Mountain Power
- Started developing a list of learning resources on key concepts
- Paid first invoice to James Dodge Russell and Stephens (outside counsel)
- Proposed revisions to Agency confidentiality agreement and developed an accompanying resolution, 22-01

Next Steps

- Finalize shared work plan and bring to February Board meeting
- Finalize Agency confidentiality agreement
- Hold second program design meeting with Rocky Mountain Power on January 20 – on resource valuation and how its 20-year plan accounts for the Community Renewable Energy Program

THE COMMUNITY RENEWABLE ENERGY BOARD
RESOLUTION NO. 22-01

**A RESOLUTION OF THE BOARD AUTHORIZING CHAIR TO EXECUTE
CONFIDENTIALITY AND NON-DISCLOSURE AGREEMENT**

WHEREAS, the Community Renewable Energy Board (“Board”) met in a special meeting on January 10, 2022, to consider entering into a confidentiality and non-disclosure agreement between the Community Renewable Energy Agency (“Agency”) and PacifiCorp, d/b/a Rocky Mountain Power (“RMP”); and

WHEREAS, the Agency was formed by several public entities (the “Participating Communities”) pursuant to the Interlocal Cooperation Agreement Among Public Entities Regarding the Community Renewable Energy Program (the “Agreement”); and

WHEREAS, pursuant to the Community Renewable Energy Act, codified at Utah Code § 54-17-901 *et seq.* (the “Act”), the Agency intends to enter into an agreement with RMP in connection with the development of a community renewable energy program (“Program”); and

WHEREAS, in the process of negotiating the agreement with RMP and developing the Program, the Agency and RMP wish to discuss and exchange certain confidential information; and

WHEREAS, prior to the exchange of any such confidential information, RMP and the Agency must execute a confidentiality and non-disclosure agreement; and

WHEREAS, additionally, any Participating Community representative requiring access to such confidential information must agree to comply with the provisions of such confidentiality and non-disclosure agreement; and

WHEREAS, the Participating Communities find it necessary to authorize Dan Dugan, in his capacity as Chair of the Board, to enter into a confidentiality and non-disclosure agreement with RMP on behalf of the Agency.

NOW, THEREFORE, BE IT RESOLVED by the Board that the Chair is authorized to execute a confidentiality and non-disclosure agreement with RMP and thereby bind the Agency to its terms.

This Resolution assigned No. 22-01, shall take effect immediately.

PASSED AND APPROVED by the Board this 10th day of January 2022.

**COMMUNITY RENEWABLE ENERGY
BOARD**

Dan Dugan, Chair

ATTEST:

Emily Quinton, Secretary